

## Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Wednesday, 15 June 2016	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

### PRESENT

Councillors B Brown, M Brown, E Devine, M Devine, Provost Hall and Councillors Hood, McEwan, McQuade, Mullin and Mylet.

### CHAIR

Councillor Hood, Convener, presided.

### IN ATTENDANCE

D Campbell, Assistant Managing Solicitor (Licensing), P Shiach, Committee Services Officer, K Whiteside, Licensing Officer (Paralegal), G McIntosh, Civic Government Enforcement Officer (for items 1, 2, 3, 10, 11, 12, 13 and 14 only) and A Easdon, Licensing Officer (Paralegal) (for items 10, 11, 12, 13 and 14 only) (all Finance & Resources).

### DECLARATIONS OF INTEREST

There were no declarations of interest intimated prior to the commencement of the meeting.

## **ADDITIONAL ITEM**

Councillor McEwan intimated that she wished to table an emergency motion which had not been included in the notice calling the meeting and requested that this be taken as an additional item. The Convener ruled, in terms of Standing Order 14, as there were no special circumstances which required the item to be considered at the meeting as a matter of urgency, the motion would not be taken up as an additional item of business.

### **1 APPLICATIONS FOR THE SURRENDER AND RE-ISSUE OF TAXI LICENCES**

There were submitted the undernoted applications for the surrender and re-issue of Taxi Licences:-

(a) Present Operator: Neil Watson, 16 Orchard Street, West Kilbride  
Proposed Operator: Iain Urquhart, Partridge Corner, West Glens Road, Langbank  
Licence No.: TX059

The Convener proposed that the application be granted and this was agreed unanimously.

**DECIDED:** That the application be granted.

(b) Present Operator: Marian Connolly, 55 Lyoncross Avenue, Barrhead  
Proposed Operator: Michael McGuire, 25 Millview Meadows, Neilston Glasgow  
Licence No.: TX133

The Convener proposed that the application be granted and this was agreed unanimously.

**DECIDED:** That the application be granted.

(c) Present Operator: Robert Stewart Arnott, 8 Strathdon Avenue, Corsebar, Paisley  
Proposed Operator: Stewart Gant Ogilvy Williamson, 48 Spateston Road, Johnstone  
Licence No.: TX029

The Convener proposed that the application be granted and this was agreed unanimously.

**DECIDED:** That the application be granted.

### **2 VARIATION OF PRIVATE HIRE CAR LICENCE**

There was submitted the undernoted application for variation of a Private Hire Car Licence:-

Applicant: Craig Stewart Earl, 10 MacDuff, Erskine  
Variation: to carry eight passengers

The Convener proposed that the policy which stated that "the MPV shall carry a maximum of 7 passengers" be not applied to Mr Earl's Private Hire Car Licence and that

Mr Earl's vehicle be licensed to carry 8 passengers. This was agreed unanimously.

**DECIDED:** That the policy which stated that "the MPV shall carry a maximum of 7 passengers" be not applied to Mr Earl's Private Hire Car Licence and that Mr Earl's vehicle be licensed to carry 8 passengers.

### 3 **VARIATION OF TAXI OPERATOR'S LICENCE - TX086 - PERSONAL APPEARANCE**

There was submitted the undernoted application for variation of a Taxi Operator's Licence TX086. The applicant had been asked to appear personally for the first time:-

Skyedale Limited, 16 Redhurst Crescent, Paisley  
Variation: Full vehicle wrap.

Mr Allen, representing the applicant, and Ms J Quinn representing Paisley 2021 were invited into the meeting.

After consideration of all matters before the Board, the Convener proposed that the policy which stated that "the extent of advertising permitted on the bodywork of both taxis and private hire cars be restricted to one door on each side of the vehicle, with only one advertisement being allowed on any door and the permitted size of any advertisement be 99 cm by 51 cm" be not applied to Skyedale Limited's taxi operator's licence, and that a full vehicle wrap to include the Paisley 2021 pattern on the rear, the Paisley 2021 logo on the front driver and passenger door and the Paisley 2021 logo on the rear window and roof of the vehicle be permitted. This was agreed unanimously.

**DECIDED:** That the policy which stated that "the extent of advertising permitted on the bodywork of both taxis and private hire cars be restricted to one door on each side of the vehicle, with only one advertisement being allowed on any door and the permitted size of any advertisement be 99 cm by 51 cm" be not applied to Skyedale Limited's taxi operator's licence, and that a full vehicle wrap to include the Paisley 2021 pattern on the rear, the Paisley 2021 logo on the front driver and passenger door and the Paisley 2021 logo on the rear window and roof of the vehicle be permitted.

### 4 **GRANT OF LATE HOURS CATERING LICENCE – PERSONAL APPEARANCE**

There was submitted the undernoted application for grant of a Late Hours Catering Licence. The applicant had been asked to appear personally for the first time:-

Applicant: Krispie Kreme UK Limited  
Premises: Kings Inch Road, Braehead  
Authorised activity: fast food  
Operating hours: 7 days per week – 11.00 pm to 5.00 am

There was no appearance by, or on behalf of Krispie Kreme Limited. The Convener proposed that the application be considered in the applicant's absence. This was agreed unanimously

The Convener proposed that the applicant be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of one year. This was agreed unanimously.

**DECIDED:** That the application be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of one year.

## **5 RENEWAL OF STREET TRADER'S LICENCE – ST-089- PERSONAL APPEARANCE**

There was submitted the undernoted application for the renewal of a Street Trader's Licence. The applicant had been asked to appear personally for the first time:-

Applicant: Kelly McDowall, 1/2, 14 King Street, Paisley  
Authorised goods: Hot and cold food and beverages, confectionary and milk  
Trading from Watt Road and Huntley Road, Hillington, and Maxwell Street, Paisley  
Monday to Friday - Watt Road and Huntley Road, Hillington  
6.00 am to 2.30 pm  
Monday to Sunday - Maxwell Street, Paisley  
9.00 pm to 4.00 am

There was no appearance by, or on behalf of Ms McDowall. The Convener proposed that the application be considered in Ms McDowall's absence. This was agreed unanimously.

The Convener proposed that the application be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years. This was agreed unanimously.

**DECIDED:** That the application be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years.

## **EXCLUSION OF PRESS AND PUBLIC**

The Board resolved that the press and public be excluded from the meeting during consideration of items 6(a), 6(b), 7, 8 and 9 as it was likely, in view of the nature of the business to be transacted that if members of the press and public were present there would be disclosure to them of exempt information as defined in paragraph 3 of part I of schedule 7A of the Local Government (Scotland) Act 1973.

## **6 RENEWAL OF PRIVATE HIRE CAR DRIVERS' LICENCES – PERSONAL APPEARANCES**

There were submitted the undernoted applications for renewal of Private Hire Car Drivers' Licences. The applicants had been asked to appear personally for the first time together with Police Scotland who had submitted an objection to application (b):-

(a) Francis Joseph Brown, Flat 0/1, 20 Moorfoot Avenue, Paisley

There was no appearance by or on behalf of Mr Brown. The Convener proposed that the application be considered in Mr Brown's absence and this was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be refused. This was agreed unanimously.

**DECIDED:** That the application be refused.

(b) Eamonn McDaid, 1 Cardell Avenue, Paisley

Mr McDaid, the applicant, his wife Mrs McDaid and Mr M Smith, witness, were invited into

the meeting together with Inspector Atkins, Sergeant Curran and Sergeant McLaren on behalf of the Chief Constable, who had submitted an objection to the application.

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of two years. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of two years.

## **7 GRANT OF PRIVATE HIRE CAR DRIVER'S LICENCE - PERSONAL APPEARANCE**

There was submitted the undernoted application for the grant of a Private Hire Car Driver's Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted an objection to the application:-

Hamid Hamayun Khan, 8 Hopeman Path, Thornliebank, Glasgow

There was no appearance by or on behalf of Mr Khan. Inspector Atkins, Sergeant Curran and Sergeant McLaren on behalf of the Chief Constable, who had submitted an objection to the application, were invited into the meeting. The Convener proposed that the application be considered in Mr Khan's absence. This was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be refused. This was agreed unanimously.

**DECIDED:** That the application be refused.

## **8 GRANT OF LANDLORD REGISTRATION - PERSONAL APPEARANCE**

There was submitted the undernoted application for grant of Landlord Registration. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted a letter in relation to the application:-

Leslie Johnstone or Coupe, 12 Tudor Square, Dalton-in-Furnace

Mr Johnstone, the applicant was invited into the meeting together with Inspector Atkins, Sergeant Curran and Sergeant McLaren on behalf of the Chief Constable, who had submitted a letter in relation to the application.

After consideration of all matters before the Board, the Board adjourned to allow members to consider this application. The meeting was reconvened and the Convener proposed that the application be refused. This was agreed unanimously.

**DECIDED:** That the application be refused.

## **9 HEARING INTO THE POSSIBLE REMOVAL FROM THE REGISTER OF PRIVATE LANDLORDS – 505701/350/18410**

The Board considered the possible removal of the undernoted Landlord from the Register of Private Landlords. The licence holder had been asked to appear personally for the first time together with Police Scotland who had submitted a letter in relation to the hearing :-

Easilet Investments – Director Vincent Friel, 104 Bellgrove Street, Glasgow

Mr Ritchie, solicitor to the applicant company was invited into the meeting together with Inspector Atkins, Sergeant Curran and Sergeant McLaren on behalf of the Chief Constable, who had submitted a letter in relation to the hearing.

After consideration of all matters before the Board, the Board adjourned to allow members to consider this application. The meeting was reconvened.

Councillor Hood seconded by Provost Hall moved that Easilet Investments be not removed from the Register of Private Landlords.

Councillor E Devine, seconded by Councillor M Devine, moved as an amendment that Easilet Investments be removed from the register.

In terms of Standing Order 30 the Convener intimated that the vote would be by a show of hands.

On a vote being taken, 3 members voted for the amendment and 7 members voted for the motion. The motion was accordingly declared carried.

**DECIDED:** That Easilet Investments be not removed from the Register of Private Landlords.

## **ADJOURNMENT**

The meeting adjourned at 12.00 noon and reconvened at 1.30 pm.

## **SEDERUNT**

Councillor M Devine was not present when the meeting reconvened.

## **10 GRANT OF TAXI OPERATORS' LICENCES - PERSONAL APPEARANCES**

There were submitted the undernoted applications for the grant of Taxi Operators' Licences. The applicants had been asked to appear personally for the second time together with James Kilgour, Kenneth Barnes, Anthony Graham, Charles Thomson, Stewart Williamson, William Morrison, Allan Kerr, Ewan Stevenson, Derek McConnachie, John Stewart Reid, Peter Gair, Gordon Barr, Kenneth Sweeney, John William Bryce Boal, Stuart McLean, James Liddell, Colin Wardrop, Iris Dougans, Iain Gordon Kelly, Michael Jaconelli, Stephen McLean, James Dean, Kenneth Brown John Cooper, Robert Kilpatrick McCaig, Robert McGhee, Raymond Reid, Robert Gay, Iain Urquhart, David Stewart, Edward Love, Francis Patrick, Thomas Grant, John Curran and James McGrory who had submitted objections received outwith the statutory timescale to the applications:-

Paisley Taxis Limited, 4 Gordon Street, Paisley – 5 applications

It was noted that the applications would be considered together but that separate

decisions would be recorded.

Mr Allan, on behalf of Paisley Taxis Limited, the applicant was invited into the meeting together with James Kilgour, Kenneth Barnes, Anthony Graham, Charles Thomson, Stewart Williamson, William Morrison, Allan Kerr and John William Bryce Boal, all late objectors to the applications. It was noted that Charles Thomson would represent Allan Kerr. There was no appearance on behalf of Ewan Stevenson, Derek McConnachie, John Stewart Reid, Peter Gair, Gordon Barr, Kenneth Sweeney, Stuart McLean, James Liddell, Colin Wardrop, Iris Dougans, Iain Gordon Kelly, Michael Jaconelli, Stephen McLean, James Dean, Kenneth Brown John Cooper, Robert Kilpatrick McCaig, Robert McGhee, Raymond Reid, Robert Gay, Iain Urquhart, Edward Love, Francis Patrick, Thomas Grant, John Curran and James McGrory. It was noted that the objection submitted by David Stewart outwith the timescale for objections had been withdrawn.

On hearing the reasons for the lateness of the objections it was decided that the objections be taken into account when the applications were being considered.

After consideration of all matters before the Board, the Board adjourned to allow members to consider the applications. The meeting was reconvened.

Councillor Hood, seconded by Provost Hall moved that each of the five applications be granted for a period of one year.

Councillor Mylet, seconded by Councillor Mullin, moved as an amendment that consideration of all five applications be continued to a future meeting of the Board.

In terms of Standing Order 30 the Convener intimated that the vote would be by a show of hands.

On a vote being taken, 5 members voted for the amendment and 4 members voted for the motion. The amendment was accordingly declared carried.

**DECIDED:** That consideration of each of the five applications for Taxi Operators' Licences, be continued to a future meeting of the Board.

## **ADJOURNMENT**

The Board adjourned at 3.55 pm and reconvened at 4.10 pm.

### **11 GRANT OF TAXI OPERATORS' LICENCES - PERSONAL APPEARANCES**

There were submitted the undernoted applications for the grant of Taxi Operators' Licences. The applicants had been asked to appear personally for the second time together with James Kilgour, Kenneth Barnes, Anthony Graham, Charles Thomson, Stewart Williamson, William Morrison, Allan Kerr, Ewan Stevenson, Derek McConnachie, John Stewart Reid, Peter Gair, Gordon Barr, Kenneth Sweeney, John William Bryce Boal, Stuart McLean, James Liddell, Colin Wardrop, Iris Dougans, Iain Gordon Kelly, Michael Jaconelli, Stephen McLean, James Dean, Kenneth Brown John Cooper, Robert Kilpatrick McCaig, Robert McGhee, Raymond Reid, Robert Gay, Iain Urquhart, David Stewart, Edward Love, Francis Patrick, Thomas Grant, John Curran and James McGrory who had submitted objections received outwith the statutory timescale to the applications:-

Paisley Cab Company Limited, 33a New Sneddon Street, Paisley – 10 applications

It was noted that the applications would be considered together but that separate decisions would be recorded.

Mr D McCulloch and Ms H McCulloch, on behalf of Paisley Taxis Limited, the applicant was invited into the meeting together with James Kilgour, Kenneth Barnes, Anthony Graham, Charles Thomson, Stewart Williamson, William Morrison, Allan Kerr and John William Bryce Boal, all late objectors to the applications. It was noted that Charles Thomson would represent Allan Kerr. There was no appearance on behalf of Ewan Stevenson, Derek McConnachie, John Stewart Reid, Peter Gair, Gordon Barr, Kenneth Sweeney, Stuart McLean, James Liddell, Colin Wardrop, Iris Dougans, Iain Gordon Kelly, Michael Jaconelli, Stephen McLean, James Dean, Kenneth Brown John Cooper, Robert Kilpatrick McCaig, Robert McGhee, Raymond Reid, Robert Gay, Iain Urquhart, Edward Love, Francis Patrick, Thomas Grant, John Curran and James McGrory. It was noted that the objection submitted by David Stewart outwith the timescale for objections had been withdrawn.

On hearing the reasons for the lateness of the objections it was decided that the objections be taken into account when the applications were being considered.

After consideration of all matters before the Board, the Board adjourned to allow members to consider the applications. The meeting was reconvened.

Councillor Hood, seconded by Provost Hall moved that each of the ten applications be granted for a period on one year.

Councillor Mylet, seconded by Councillor McQuade, moved as an amendment that consideration of all ten applications be continued to a future meeting of the Board.

In terms of Standing Order 30 the Convener intimated that the vote would be by a show of hands.

On a vote being taken, 5 members voted for the amendment and 4 members voted for the motion. The amendment was accordingly declared carried.

**DECIDED:** That consideration of each of the ten applications for Taxi Licences, applications be continued to a future meeting of the Board.

## 12 **GRANT OF TAXI OPERATORS LICENCES - PERSONAL APPEARANCES**

There were submitted the undernoted applications for the grant of Taxi Licences. The applicants had been asked to appear personally for the first time together Anthony Stewart, Ewan Stevenson, Stewart Williamson, Allan Kerr, Jonathon Prew, Frederick Cumming, William Morrison, David John McCallum, James Kilgour and Kenneth Barnes with who had submitted objections received outwith the statutory timescale to the applications:-

- (i) Renfrewshire Radio Taxis Limited, 6 Auchengreoch, Avenue, Johnstone
- (ii) Renfrewshire Radio Taxis Limited, 6 Auchengreoch, Avenue, Johnstone

The Convener proposed that the applications be continued to a future meeting of the



Board. This was agreed unanimously.

**DECIDED:** That consideration of the applications be continued to a future meeting of the Board.

### 13 **GRANT OF TAXI OPERATORS' LICENCES - PERSONAL APPEARANCES**

There were submitted the undernoted applications for the grant of Taxi Operators' Licences. The applicants had been asked to appear personally for the first time together with Anthony Stewart, Ewan Stevenson, Stewart Williamson, Allan Kerr, Jonathon Prew, Frederick Cumming, William Morrison, David John McCallum, James Kilgour and Kenneth Barnes who had submitted objections received outwith the statutory timescale to the applications:-

- (i) Paul McCarthy, Flat 0/2, 27 Kilnside Road, Paisley
- (ii) Paul McCarthy, Flat 0/2, 27 Kilnside Road, Paisley

The Convener proposed that the applications be continued to a future meeting of the Board. This was agreed unanimously.

**DECIDED:** That the applications be continued to a future meeting of the Board.

### 14 **GRANT OF TAXI OPERATOR'S LICENCE - PERSONAL APPEARANCE**

There was submitted the undernoted application for the grant of a Taxi Operator's Licence. The applicant had been asked to appear personally for the first time:-

Mohammed Nasir, 2/3, 66 Hillfoot Street, Dennistoun, Glasgow.

The Convener proposed that consideration of the application be continued to a future meeting of the Board. This was agreed unanimously.

**DECIDED:** That consideration of the application be continued to a future meeting of the Board.